## UNITED STATES OF AMERICA BEFORE THE NATIONAL LABOR RELATIONS BOARD

BRISTOL RIVERSIDE THEATER COMPANY, INC.

**Employer** 

and

Case 04-RC-106777

INTERNATIONAL ALLIANCE OF THEATRICAL STAGE EMPLOYEES, LOCAL 8

Petitioner

## **DECISION AND DIRECTION**

The National Labor Relations Board has considered a challenged ballot in a mail ballot election held between July 11 and July 26, 2013, and the Hearing Officer's report recommending disposition of it. The election was conducted pursuant to a Stipulated Election Agreement.<sup>1</sup> The corrected tally of ballots shows 4 ballots cast for the Petitioner and 4 ballots cast against the Petitioner, and 1 challenged ballot, a sufficient number to affect the results.<sup>2</sup>

No exceptions have been filed to the Hearing Officer's report within the time provided. Accordingly, the Board adopts the Hearing Officer's findings and recommendations.

<sup>&</sup>lt;sup>1</sup> The Hearing Officer found that employee Katherine Coots was not a statutory supervisor, and that her challenged ballot may be opened and counted.

<sup>&</sup>lt;sup>2</sup> The Hearing Officer's Report inadvertenty states that the secret mail ballot election was conducted beginning July 26, 2013 and that the corrected tally of ballots issued on July 29, 2013. The Notice of Election, however, indicates that the election began on July 11, 2013. The tally of ballots was issued July 26, 2013.

## **DIRECTION**

**IT IS DIRECTED** that the Regional Director for Region 4 shall, within 14 days of this direction, open and count the ballot of Katherine Coots, and thereafter prepare and serve on the parties a revised tally of ballots, and issue the appropriate certification.

Dated, Washington, D.C., November 15, 2013.

By direction of the Board:

/s/Farah Z. Qureshi

Associate Executive Secretary